

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
EVANSVILLE DIVISION

EVANSVILLE GREENWAY AND )  
REMEDIATION TRUST, a Qualified )  
Settlement Fund, )  
Plaintiff, )  
vs. ) 3:07-cv-66-SEB-WGH  
SOUTHERN INDIANA GAS AND )  
ELECTRIC COMPANY, INC., et al., )  
Defendant, )  
EVANSVILLE GREENWAY PRP )  
GROUP, )  
Third-Party Plaintiff, )  
vs. )  
GENERAL WASTE PRODUCTS, et al., )  
Third-Party Defendants. )

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**ORDER DENYING PLAINTIFF'S MOTION FOR LEAVE TO FILE SURREPLY**

On April 12, 2010, Plaintiff, Evansville Greenway and Remediation Trust ("the Trust"), filed a Motion for Leave to File Surreply [Docket No. 784] to oppose the Motion for Summary Judgment filed by Third-Party Defendant Solar Sources, Inc., against Third-Party Plaintiff, Evansville Greenway PRP Group ("the PRP Group"). Initially, we note that Solar Source's Motion for Summary Judgment addresses claims filed against it by the

PRP Group only and seeks no relief as to the Trust. Given the Trust's tangential relation to Solar Source's summary judgment motion and the fact that the PRP Group itself has not sought to file a surreply, we see no reason to allow the Trust to rehash arguments already addressed in the thorough briefing on these issues. Accordingly, we DENY Plaintiff's Motion for Leave to File Surreply.

IT IS SO ORDERED.

Date: 09/16/2010

Sarah Evans Barker

SARAH EVANS BARKER, JUDGE  
United States District Court  
Southern District of Indiana

Copies to:

Scott R. Alexander  
TAFT STETTINIUS & HOLLISTER LLP  
salexander@taftlaw.com

John P. Arranz  
SWANSON MARTIN & BELL  
jarranz@smbtrials.com

Jennifer C. Baker  
HUNSUCKER GOODSTEIN & NELSON  
jbaker@hgnlaw.com

Brian C. Bosma  
KROGER GARDIS & REGAS, LLP  
bcb@kgrlaw.com

Sean P. Burke  
BARNES & THORNBURG LLP  
sean.burke@btlaw.com

Jayna Morse Cacioppo  
TAFT STETTINIUS & HOLLISTER LLP  
jcacioppo@taftlaw.com

Gregory P. Cafouros  
KROGER GARDIS & REGAS, LLP  
gpc@kgrlaw.com

Michael D. Chambers  
TAFT STETTINIUS & HOLLISTER LLP  
mchambers@taftlaw.com

Robert R. Clark  
TAFT STETTINIUS & HOLLISTER LLP  
rclark@taftlaw.com

Michael E. DiRienzo  
KAHN DEES DONOVAN & KAHN  
mdirienzo@kddk.com

Hallie Miller Fahey  
Troutman Sanders LLP  
hallie.fahey@troutmansanders.com

Michael D. Goodstein  
HUNSUCKER GOODSTEIN & NELSON PC  
mgoodstein@hgnlaw.com

Edward S. Griggs  
BARNES & THORNBURG LLP  
sean.griggs@btlaw.com

Timothy A. Haley  
BARNES & THORNBURG LLP  
thaley@btlaw.com

Elizabeth Schroer Harvey  
SWANSON MARTIN & BELL LLP  
eharvey@smbtrials.com

Kenneth Hayes Inskeep  
BARNES & THORNBURG LLP  
ken.inskeep@btlaw.com

David L. Jones  
JONES WALLACE, LLC  
djones@joneswallace.com

Jody E. Kahn  
SWANSON MARTIN & BELL LLP  
jkahn@smbtrials.com

G. Daniel Kelley Jr.  
ICE MILLER LLP  
daniel.kelley@icemiller.com

Matthew Theron Kinst  
SWANSON MARTIN & BELL LLP  
mkinst@smbtrials.com

John Milton Kyle III  
BARNES & THORNBURG LLP  
john.kyle@btlaw.com

Kyle Andrew Lansberry  
LEWIS & WAGNER  
klansberry@lewiswagner.com

Anne E. Lynch  
HUNSUCKER GOODSTEIN & NELSON PC  
alynch@hgnlaw.com

Michael John Maher  
SWANSON MARTIN & BELL  
mmaher@smbtrials.com

Stacey H. Myers  
HUNSUCKER GOODSTEIN & NELSON PC  
smyers@hgnlaw.com

Michael Orville Nelson  
HUNSUCKER, GOODSTEIN & NELSON  
mnelson@hgnlaw.com

Reed W Neuman  
NOSSAMAN, LLP/ O'CONNOR & HANNAN  
rneuman@nossaman.com

Robert W. Rock  
JONES WALLACE LLC  
rrock@joneswallace.com

Keith E. Rounder  
TERRELL BAUGH SALMON & BORN  
krounder@tbsblaw.com

James P. Ryan  
NOSSAMAN, LLP/O'CONNOR & HANNAN  
jryan@nossaman.com

Douglas B. Sanders  
BAKER & MCKENZIE LLP  
douglas.b.sanders@bakernet.com

G. Michael Schopmeyer  
KAHN DEES DONOVAN & KAHN  
mschopmeyer@kddk.com

John A. Sheehan  
HUNTON & WILLIAMS LLP  
JSheehan@hunton.com

Katherine L. Shelby  
BINGHAM MCHALE LLP  
kshelby@binghamchale.com

Leah B. Silverthorn  
HUNSUCKER GOODSTEIN & NELSON  
lsilverthorn@hgnlaw.com

Freedom S. N. Smith  
ICE MILLER LLP  
freedom.smith@icemiller.com

John William Watson III  
BAKER & MCKENZIE LLP  
john.w.watson@bakernet.com

David E. Wright  
KROGER GARDIS & REGAS LLP  
dew@kgrlaw.com